

1 **PRINDLE, DECKER & AMARO LLP**

2 Stephen C. Klausen, Esq. (SBN: 55805)

3 310 Golden Shore, Fourth Floor

4 P.O. Box 22711

5 Long Beach, CA 90801-5511

6 Tel. No.: (562) 436-3946

7 Fax No.: (562) 495-0564

ADSS-0001

5 Attorneys for Defendants

6 **AMERICAN DISCOUNT SECURITY and**7 **DAUD WARDAK aka DAVID WARDAK**

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO)

10 **LAW OFFICES OF
PRINDLE, DECKER & AMARO LLP**

11 KEVIN WALKER,

12 Plaintiff,

13 v.

14 CITY OF HAYWARD; OFFICER ART
15 THOMS, OFFICER SCOTT LUNGER,
and OFFICER ZACHARY HOYER,
16 individually and in their official
capacities; AMERICAN DISCOUNT
17 SECURITY; and DAUD WARDAK aka
DAVID WARDAK,

18 Defendants.

19) CASE NO. C07-06205 TEH
Assigned to Hon. Thelton E. Henderson) **AMENDED NOTICE OF HEARING
ON MOTION TO DISMISS,
PRESENTING DEFENSE OF
FAILURE TO STATE A CLAIM**) Old Hearing) Date : February 26, 2008
Time : 10:00 a.m.
Crm : 12) New Hearing) Date : March 3, 2008
Time : 10:00 a.m.
Crm : 1220 **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**21 **PLEASE TAKE NOTICE** that Defendants, AMERICAN DISCOUNT
22 SECURITY; AND DAUD WARDAK aka DAVID WARDAK's , Motion to Dismiss,
23 presently set for hearing before this Court in Courtroom "12", on February 26, 2008, at
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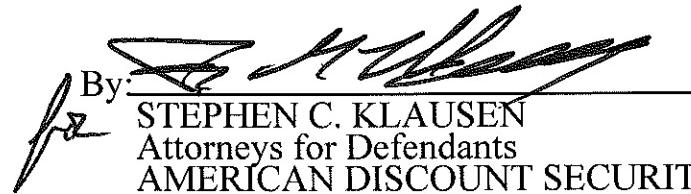
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1 10:00 a.m., shall now be heard in **Courtroom "12", on March 3, 2008, at 10:00 a.m.**
2 or as soon thereafter as counsel can be heard.
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4

DATED: January 25 2008

PRINDLE, DECKER & AMARO LLP

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6 By: 
7 STEPHEN C. KLAUSEN
8 Attorneys for Defendants
9 AMERICAN DISCOUNT SECURITY and
10 DAUD WARDAK aka DAVID WARDAK
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LAW OFFICES OF
PRINDLE, DECKER & AMARO LLP

PROOF OF SERVICE

1 *Kevin Walker v. City of Hayward, et al.*
 2 Case No. C07-06205 TEH

3 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES:

4 I am employed in the County of Los Angeles, State of California. I am over the
 5 age of eighteen (18) and am not a party to the within action; my business address is 310
 Golden Shore, 4th Floor, Long Beach, California 90802.

6 On January 25, 2008, I caused the foregoing document to be served, described
 7 as **AMENDED NOTICE OF HEARING ON MOTION TO DISMISS,**
PRESENTING DEFENSE OF FAILURE TO STATE A CLAIM on all interested
 8 parties to this action, through the use of the website maintained by USDC for electronic
 service:

9 SEE ATTACHED SERVICE LIST

- 10 **BY E-FILING:** By submitting an electronic version of the document. This
 case has been ordered for Electronic Case Filing.
- 11 **BY OVERNIGHT COURIER:** I caused the above-referenced document(s)
 to be delivered to _____ for delivery to the above
 address(es).
- 12 **BY FAX:** I caused the above-referenced document to be transmitted via
 facsimile from Fax No. _____ to Fax Numbers listed on service
 list _____. The facsimile machine I used
 complies with Rule 2003(3) and no error was reported by the machine.
 Pursuant to Rule 2005(1), I caused the machine to print a record of the
 transmission, a copy of which is attached to this declaration.
- 13 **BY PERSONAL SERVICE:** I caused such envelope to be delivered by
 hand to the addressee(s).
- 14 [State] I declare under penalty of perjury under the laws of the State of
 California that the foregoing is true and correct.
- 15 [Federal] I declare that I am employed in the office of a member of the bar
 of this court at whose direction the service was made.

23 Executed on January 25, 2008, at Long Beach, California.



24 _____
 25 ALICE RUSA
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1 *Kevin Walker v. City of Hayward, et al.*
2 Case No. C07-06205 TEH

3 SERVICE LIST
4

5 Jivaka Candappa, Esq.
6 46 Shattuck Square, Suite 15
7 Berkeley, CA 94704

Attorneys for Plaintiff, Kevin Walker

T: (510) 981-1808
F: (510) 981-1817

8 Randolph S. Hom
9 City Attorney's Office
10 777 "B" Street, 4th Floor
11 Hayward, CA 94541

Attorneys for City of Hayward; Officer
Art Thoms; Officer Scott Lunger;
Officer Zachary Hoyer

T: (510) 583-4450
F: (510) 583-3660